



General Assembly

January Session, 2009

Raised Bill No. 6343

LCO No. 2922

* ____HB06343JUD__040209__ *

Referred to Committee on Judiciary

Introduced by:
(JUD)

***AN ACT CONCERNING TEMPORARY LEAVE ORDERS ISSUED BY
THE PSYCHIATRIC SECURITY REVIEW BOARD.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 17a-587 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) If at any time after the confinement of an acquittee in a hospital
4 for psychiatric disabilities or the placement of an acquittee with the
5 Commissioner of Developmental Services pursuant to order of the
6 board, the superintendent of such hospital or said commissioner is of
7 the opinion that the acquittee's psychiatric supervision and treatment
8 would be advanced by permitting the acquittee to leave such hospital
9 or the custody of said commissioner temporarily, the superintendent
10 or said commissioner shall apply to the board for an order authorizing
11 temporary leaves. The application shall include a statement of reasons
12 in support thereof. The board shall send a copy of the application to
13 the state's attorney. The board may order a hearing on the application
14 and shall order such a hearing if the state's attorney files with the
15 board a request therefor within ten days of his receipt of the
16 application. The board shall grant the application, subject to such

17 conditions and supervision as the board may set in the order for
 18 temporary leave, if it concludes that the acquittee's temporary leave,
 19 under the conditions specified, would not constitute a danger to
 20 himself or others. If such application is granted, the acquittee may be
 21 permitted to leave such hospital or the custody of said commissioner
 22 temporarily, under the charge of his guardian, relatives or friends, or
 23 by himself, at such times and under such conditions as the
 24 superintendent or said commissioner deems appropriate, unless the
 25 order of the board provides otherwise. The provisions of section 17a-
 26 521 not inconsistent with this section shall be applicable to temporary
 27 leaves authorized by this section.

28 (b) The board may designate any capable person or appropriate
 29 public or private agency to supervise the acquittee on temporary leave
 30 pursuant to subsection (a) of this section. Prior to any designation, the
 31 board shall notify the person or agency that the board contemplates
 32 designating to supervise the acquittee's temporary leave and provide
 33 the person or agency with an opportunity to be heard before the board.
 34 Any person or agency designated by the board to supervise the
 35 acquittee's temporary leave shall comply with such conditions as the
 36 board sets in the order for temporary leave.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>from passage</i>	17a-587
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JUD *Joint Favorable*